IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SEVENTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 23937 of 2000

Between:

V. Gangi Reddy S/o. V. Rami Reddy
R/o. Kondavandlapalle H/o. Hasanapuram Village,
Ramapuram Mandal, Cuddapah District.

..... PETITIONER

AND

1. The Election Officer, Zilla Parishad High School Educational Committee,
Kondavandlapalle, H.o. Hasanapuram, Ramapuram Mandal,

Cuddapah District.
2. The Mandal Educational Officer,Ramapuram Mandal, Cuddapah District.
3. The District Educational Officer, Cuddapah, Cuddapah District.
4. K. Sahadeva Reddy S/o. K. Pakkera Reddy, aged about 38 years,
Kondavandlapalle, H.o. Hasanapuram, Ramapuram Mandal,

Cuddapah District.
(R4 is impleaded as per the court order dt.13-4-01 in WPMP.5205/2001)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ or direction more particularly one in the nature of Writ of Mandamus holding that the action of the respondents in not deleting 13 bogus Voters from the voters list of School Education Committee of Zilla Parishad High School, Kondavandlapalle H/o.Hasanapuram village, Ramapuram Mandal, Cuddapah District is illegal, arbitrary and against to the A.P. School Education (Community Participation) Act and Rules, 1998 and consequently direct the respondents to delete the 13 bogus Voters whose children are not studying in the Z.P.High School, Kondavanadlapalle H/o. Hasanapuram, Ramapuram Mandal, Cuddapah District.

Counsel for the Petitioner: MR.G. VIJAYA KUMAR

Counsel for the Respondent NoS.1 to 3: GP FOR EDUCATION

The Court made the following:

ORDER:

The petitioner is a resident of Kondavandlapalle village hamlet of Hasanapuram village in Ramapuram Mandal of Kadapa District. When the elections to School Education Committee under the provisions of the A.P. School Education (Community Participation) Act, 1998 (for brevity, 'the Act') were announced to be held on 08.12.2000, alleging that the action of the respondents in not being deleted 13 bogus voters from the voters list of School Education Committee of Zilla Parishad High School, Kondavandlapalle as arbitrary and illegal, he filed the writ petition seeking a direction to the respondents to delete 13 bogus voters whose children are not studying in the Z.P. High School, Kondavandlapalle. This Court while admitting the writ petition on 07.12.2000 passed interim orders directing the parties that the elections shall go on, but the elected members shall not assume office. The said interim order is vacated vide orders dated 13.4.2001 in W.V.M.P.No.668 of 2001. As per Section 5 (4) of the Act, the term of elected school committee is two years and in that view of the matter, nothing survives in this writ petition.

The writ petition is therefore dismissed as infructuous.

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November 17, 2004. **V.V.S. RAO, J**

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To

1. The Election Officer, Zilla Parishad High School Educational Committee, Kondavandlapalle, H.o. Hasanapuram, Ramapuram Mandal,

Cuddapah District.
2. The Mandal Educational Officer,Ramapuram Mandal, Cuddapah District.
3. The District Educational Officer, Cuddapah, Cuddapah District.
4. Two CCs to the Government Pleader for Education, High Court

Buildings, Hyderabad (O.U.T)

5. Two C.D. Copies.